

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

**ANTHONY McCOY,**

Plaintiff,

v.

Civil Action No. **3:11CV731**

**HAROLD W. CLARKE, et al.,**

Defendants.

**ORDER**

In accordance with the accompanying Memorandum Opinion, it is hereby ORDERED that:

1. The Report and Recommendation is ACCEPTED and ADOPTED;
2. McCoy's claims and the action are DISMISSED WITH PREJUDICE.
3. The Clerk is DIRECTED to note the disposition of the action for purposes of 28 U.S.C. § 1915(g).

Should McCoy desire to appeal, a written notice of appeal must be filed with the Clerk of the Court within thirty (30) days of the date of entry hereof. Failure to file a notice of appeal within that period may result in the loss of the right to appeal.

The Clerk is DIRECTED to send the Memorandum Opinion and Order to McCoy.

And it is so ORDERED.

Date: 9-3-13  
Richmond, Virginia

<u>                    /s/                    </u> <b>James R. Spencer</b> <b>United States District Judge</b>
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